O: Judge Sidney H. Stein COMPANY:

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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

STARFISH ENTERPRISES INC.

07-CV- 9796 (SHS)

Plaintiff,

- against -

NOTICE OF DISMISSAL PURSUANT TO FRCP 41(a)(1) and VOLUNTARY WITHDRAWAL OF ATTACHMENT

PETROVAL S.A.,

Defendant.

The above entitled action is hereby discontinued without prejudice on application of the Plaintiffs pursuant to Fed. R. Civ. 41(a)(1), the defendant not having appeared, filed an answer nor filed a motion for summary judgment, and the Process of Maritime Attachment and Garnishment issued in this action pursuant to Supplemental Rule B is hereby withdrawn and cancelled.

Dated: New York, New York June 9, 2008

FREEHULL HOGAN & MAHAR, LLP

Attorneys for Plaintiff

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SO ORDERED & SO

. STEIN

U.S.D.J.

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